

16 CA 2163/2024

B N HEALTH DRINKS Vs. LA ORGANIQ FOODS PVT LTD

09.12.2024.

Present: Shri Mukul Gupta, Ld. Counsel for Appellant with
Shri Ankit Kumar, Ld. Counsel for Respondent with AR
of the respondent, Shri Suresh Chand Sharma.

Trial Court Record is received.

Fresh vakalatnama on behalf of the respondent is filed.
Same is taken on record.

As per notice, respondent has been served only on
29.11.2024. Four weeks time is given to the respondent to file
reply, if any, to the present appeal and supply advance copy to the
opposite party at least 10 days before the next date of hearing.

Appellant filed an FDR bearing Account
No.372500PU00002729 for a sum of Rs.60,000/- issued by Punjab
National Bank in the name of '*Principal Distt & Session Judge,
SW Distt Delhi*' under Section 148 of NI Act in compliance of
order dated 01.10.2024, vide which appellant/accused was
directed to deposit 20% of the compensation amount. The same is
taken on record.

At this stage, Ld. counsel for the respondent submits that
it has been prayed that the said FDR may be released in favour of
the respondent/AR of the respondent.

In the light of the Section 148(3) NI Act as well as
submissions made, the said FDR bearing Account
No.372500PU00002729 for a sum of Rs.60,000/- issued in the
name of '*Principal Distt & Session Judge, SW Distt Delhi*' drawn

on Punjab National Bank, Dudhla Distt. Saharanpur, be released in favour of the respondent/AR of the respondent, Shri Suresh Chand Sharma. The Bank is directed that if required, the same be revalidated and amount be released in favour of respondent/AR of the respondent, Shri Suresh Chand Sharma.

On request, copy of the order be given *dasti*.

Put up for reply/arguments on **24.02.2025**.

(**SADHIKA JALAN**)
Addl. Sessions Judge (FTSC) (RC)
South West District, Dwarka Courts
09.12.2024